IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.7742 OF 2005
IN
CRIMINAL APPEAL NO.1104 OF 2005

1) Anil Shantaram Kaloke @ Kholke
2) Pramod @ Bhandia Govind Khandijog
3) Ishwar Masu Mhaske ..Applicants

V/s.

The State of Maharashtra ..Respondent

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions & Registrar's orders	Court's or Judge's orders

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Mr.P.B.Kakade for the applicants.

Mr.A.S.Shitole, APP for the State.

Coram : R.S.Mohite,J

Date : 10.2.2006.

PC

1. The appeal has already been admitted on merits. The conviction is under Sections 392, 323, 452 r/w 34 of IPC and the maximum sentence is of 5 years. I have again perused the impugned judgment and order. There is no proper reasoning in the judgment and order. One of the two identification parades, the first, has been disbelieved. There is no recovery of any goods from the

applicants. The applicants were also on bail in the trial Court and there was no allegation of abusing of bail. In the circumstances, pending the hearing and final disposal of the appeal, the applicants be released on bail in the sum of Rs.20,000/- each with one surety each in the like amount subject to the condition that they will report to Santacruz police station once a fortnight on every 1st and 3rd Monday till the disposal of the appeal. This condition is imposed because there is antecedent alleged against all the applicants.

(R.S.Mohite,J)